

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

RONNY E. HART

vs.

JO ANNE BARNHART
Commissioner of Social Security

: CIVIL ACTION
:
: NO. 06-CV-01860
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O R D E R

AND NOW, this 29th day of May, 2007, upon consideration of the parties' cross-motions for summary judgment, and after careful review of the Report and Recommendations of the United States Magistrate Judge and plaintiff's objections thereto, it is hereby ORDERED that:

1. Plaintiff's objections are SUSTAINED in part and OVERRULED in part;
2. Plaintiff's motion for summary judgment (Document # 14) is DENIED;
3. Defendant's motion for summary judgment (Document # 16) is DENIED; and
4. Judgment is entered vacating the decision of the Commissioner and the matter is

REMANDED to the Commissioner for further proceedings consistent with this Opinion and Order.

BY THE COURT:

/s/ Thomas M. Golden

THOMAS M. GOLDEN, J.